

HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

-
-

W.P. No.15508 and 15650 of 1998

15.6.2007

W.P. NO:15508 of 1998

-
-

Between

V.Adinaraya and another

-

..Petitioners

AND

The Vice Chairman and Managing director, ..Respondents
A.P.S.R.T.C., Hyderabad and others

-
-

W.P. NO:15650 of 1998

-
-

Between

D.Duga Prasad and others

-

..Petitioners

AND

The Vice Chairman and Managing director, ..Respondents
A.P.S.R.T.C., Hyderabad and others

-
-
-
-

:: JUDGMENT ::

HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

-

-

W.P. No.15508 and 15650 of 1998

The two writ petitions can be conveniently dealt with and disposed of together as the issue involved is identical in both the matters.

These writ petitions came to be instituted calling in question the orders passed by the A.P.S.R.T.C. recategorizing the writ petitioners who were working as Attenders as Cleaners pursuant to its policy of effective deployment of the available manpower. The essential grievance of the writ petitioners is that the posts of Cleaners are available on the shop floor of various workshops run by the A.P.S.R.T.C. to keep their fleet in good condition. Therefore, as a Cleaner, one has to possess certain basic knowledge about the machinery and their operating system and the precautions, one will have to employ while attending to those machines as a Cleaner.

The petitioners also assert that the posts of Cleaners require a different standard of medical fitness while at the same time, the posts of Attenders are essentially attached to the one Administrative Office or the other with different working hours. In view of the variance in the conditions of service of the posts of Attenders and the Cleaners, the writ petitioners are resisting the attempt of recategorization and pursuant to the interim directions granted by this Court, the writ petitioners are continued in the post only as Attenders.

The learned Standing Counsel for the A.P.S.R.T.C. has very fairly stated that pursuant to the improvement in the operating efficiency of the Corporation resulting in its profitability, the policy of

recategorization which was employed and pursued nine years back, is not pursued with the same vigour, as of now. The learned Counsel would also submit that to the extent that the services are needed, still the Corporation is utilizing the services of some of its men as Attenders. Therefore, it had no difficulty in complying with the interim orders passed by this Court and consequently, it had been continuing the writ petitioners as Attenders only. In view of the change brought about due to the improved operating efficiency of the organization and the perceived need to have some men to be deployed as Attenders, the Corporation is not interested in recategorizing the writ petitioners and insist upon them to work only as Cleaners.

In view of the above, the writ petitioners be continued as Attenders and be not re-classified as Cleaners so long as the necessity to employ the Attenders in the administration of the A.P.S.R.T.C. persists.

With this, the writ petition is disposed of. No costs.

Before parting with the case, I place on record the appreciation of the efforts put in by the learned Standing Counsel for the A.P.S.R.T.C.

NOOTY RAMA MOHANA RAO.J.

15.6.2007
psr